

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JUL 28 2017

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: UNITED STATES OF AMERICA; et
al.

No. 17-71692

UNITED STATES OF AMERICA; et al.,

D.C. No.
6:15-cv-01517-TC-AA
District of Oregon,
Eugene

Petitioners,

ORDER

v.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON,
EUGENE,

Respondent,

KELSEY CASCADIA ROSE JULIANA; et
al.,

Real Parties in Interest.

Before: GOODWIN, KOZINSKI, and BERZON, Circuit Judges.

Petitioners' motion to file an over length petition for writ of mandamus
(Docket Entry No. 2) is granted.

This petition for a writ of mandamus raises issues that warrant an answer.
See Fed. R. App. P. 21(b). Accordingly, within 30 days after the date of this order,
the real parties in interest shall file an answer.

In addition to any other issues the parties wish to address, the parties shall address the status of all current discovery requests; report all pending discovery deadlines; and identify any ongoing or expected discovery disputes. Additionally, the parties shall address whether the real parties in interest's constitutional challenge to Section 201 of the Energy Policy Act is within the district court's jurisdiction.

The district court, within 30 days after the date of this order, may address the petition if it so desires. The district court may elect to file an answer with this court or to issue an order and serve a copy on this court. Petitioners may file a reply within 14 days after service of the answer(s).

The Clerk shall serve this order on the district court and District Judge Ann L. Aiken.